

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

STEELCASE, INC.,

Plaintiff,

File No. 1:04-CV-26

v.

HON. ROBERT HOLMES BELL

HARBIN'S, INC., an Alabama
corporation, MICHAEL G. HARBIN,
and HOPE D. HARBIN PATTERSON,

Defendants.

ORDER AND PARTIAL JUDGMENT

In accordance with the opinion entered this date,

IT IS HEREBY ORDERED that Defendant Michael G. Harbin's motion for summary judgment (Docket # 114) is **GRANTED IN PART and DENIED IN PART**. To the extent Mr. Harbin seeks summary judgment on Count II of Plaintiff's complaint which alleges liability based upon personal guaranties, the motion is **GRANTED**. To the extent Mr. Harbin seeks summary judgment on Count III of Plaintiff's complaint which alleges liability based upon piercing the corporate veil, the motion is **DENIED**.

IT IS FURTHER ORDERED that **JUDGMENT** is entered in favor of Michael G. Harbin and Hope D. Harbin Patterson on Count II of Plaintiff Steelcase's complaint.

IT IS FURTHER ORDERED that Plaintiff Steelcase's motion for partial summary judgment (Docket # 119) is **DENIED**.

IT IS FURTHER ORDERED that Plaintiff Steelcase's motion for summary judgment on Plaintiff's claim of piercing the corporate veil (Docket # 149) is **DENIED**.

IT IS FURTHER ORDERED that Plaintiff Steelcase's motion for leave to file reply brief (Docket # 162) is **GRANTED**.

IT IS FURTHER ORDERED that Defendant Michael G. Harbin's motion to strike Plaintiff's reply brief (Docket # 159) is **DENIED**.

Date: August 11, 2005

/s/ Robert Holmes Bell
ROBERT HOLMES BELL
CHIEF UNITED STATES DISTRICT JUDGE